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APPLICATION NO.	FILING DATE	FIRST NAMED INVENTOR	ATTORNEY DOCKET NO.	CONFIRMATION NO.
09/446,875	03/23/2000	HUBERTUS E.M. STASSEN	B758.312-1	3019

7590

09/23/2003

KINNEY & LANGE
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EXAMINER

RIDLEY, BASIA ANNA

ART UNIT

PAPER NUMBER

1764

DATE MAILED: 09/23/2003

Please find below and/or attached an Office communication concerning this application or proceeding.



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STASSEN

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EXAMINER

Ridley

ART UNIT	PAPER
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1764

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Commissioner for Patents

1. Applicant's election with traverse, filed on 30 June 2003, of Invention II (claims 12-19) and Species C (as shown in Fig. 3) is acknowledged.

Said election is not responsive because Species C is not encompassed by claims 12-19 (see MPEP § 821.03).

For example, claim 12-19 recite a reactor wherein the incinerator (or a second elongated vessel) is provided with an inlet for oxygen comprising gas (see claim 12, lines 17-18 and claim 15, lines 21-23). Since lack of addition of oxygen comprising gas into the incinerator (or a second elongated vessel) is a special technical feature of elected Species C, as shown in Fig. 1-3 and as disclosed in specification P10/L12-19, all claims 12-19 are drawn to non-elected Species.

If applicant does, in fact, want to elect Invention II and Species C, the applicant needs to amend at least some of the claims 12-19 to read on elected species or add new claims drawn to the apparatus that encompass Species C.

Since the above-mentioned response appears to be a bona fide attempt to reply, applicant is given a TIME PERIOD of ONE (1) MONTH or THIRTY (30) DAYS, whichever is longer, from the mailing date of this notice within which to supply the omission or correction in order to avoid abandonment. EXTENSIONS OF THIS TIME PERIOD UNDER 37 CFR 1.136(a) ARE AVAILABLE.

2. Any inquiry concerning this communication or earlier communications from the examiner should be directed to examiner Basia Ridley, whose telephone number is (703) 305-5418. The examiner can normally be reached on Monday through Thursday, from 8:30 AM to 7:00 PM. If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, Glenn Caldarola, can be reached on (703) 308-6824.

The fax phone number for Group 1700 is (703) 872-9311 (for Official papers after Final), (703) 872-9310 (for other Official papers) and (703) 305-6078 (for Unofficial papers). When filing a fax in Group 1700, please indicate in the Header (upper right) "Official" for papers that are to be entered into the file, and "Unofficial" for draft documents and other communication with the PTO that are not for entry into the file of the application. This will expedite processing of your papers.

Any inquiry of a general nature or relating to the status of this application should be directed to the Group receptionist whose telephone number is (703) 308-0661.

BR
22 September 2003

PTO-90C (Rev.04-03)

JERRY D. JOHNSON
PRIMARY EXAMINER
GROUP 1100